

JACQUELINE P. MINOR, State Bar No. 102735
MICHAEL L. SMITH, State Bar No. 217751
SETH N. ECKSTEIN, State Bar No. 278783
OAKLAND UNIFIED SCHOOL DISTRICT
1025 Second Avenue, Room 406
Oakland, CA 94606
Telephone: (510) 273-3282
Fax: (510) 273-3281

Attorneys for Plaintiff
OAKLAND UNIFIED SCHOOL DISTRICT

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF CALIFORNIA

OAKLAND UNIFIED SCHOOL DISTRICT, a public
entity

Plaintiffs,

vs.

XEROX CORPORATION, a corporation, and
DOES 1 through 10, inclusive,

Defendants.

Civil Action No. C11-03625 LB

**NOTICE AND ~~[PROPOSED]~~ ORDER OF
DISMISSAL OF ENTIRE ACTION WITH
PREJUDICE**

[Fed.R.Civ.P. 41(a)(2)]

1 **TO THE HONORABLE COURT, ALL PARTIES, AND THEIR ATTORNEYS OF RECORD:**

2 PLEASE TAKE NOTICE that Plaintiff OAKLAND UNIFIED SCHOOL DISTRICT ("Plaintiff")
3 and Defendant XEROX CORPORATION ("Defendant") (Plaintiff and Defendant are collectively
4 referred to hereinafter as the "Parties"), have entered into and duly executed a binding and
5 enforceable Settlement Agreement ("Agreement") in the above-entitled matter ("Action").

6 Therefore, by and through their respective counsel of record, the Parties hereby request that
7 the Court enter an order dismissing this Action in its entirety with prejudice.

8
9 Dated: August 10, 2012

OAKLAND UNIFIED SCHOOL DISTRICT
JACQUELINE P. MINOR
General Counsel

11 By: /s/ Michael L. Smith
12 Michael L. Smith
13 Attorneys for Plaintiff

14 Dated: August 10, 2012

LAFAYETTE & KUMAGAI, LLP

16 By: /s/ Gary T. Lafayette
17 Gary T. Lafayette
18 Attorneys for Defendant

18 **ORDER OF DISMISSAL**

19 GOOD CAUSE APPEARING, the request of Plaintiff and Defendant to dismiss the above-
20 captioned Action with prejudice pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure is
21 GRANTED.

22 IT IS, THEREFORE, ORDERED that this Action is dismissed in its entirety with prejudice.

23 **IT IS SO ORDERED.**

24 Dated: August 21, 2012

25 
26 THE HONORABLE LAUREL BEELER

CERTIFICATE OF SERVICE

I certify that a copy of this document was served electronically on August 10, 2012, on counsel of record in compliance with Federal Rule 5, Local Rule 5.6 and General Order 45, by use of the Court's ECF system.

/s/ Gary T. Lafayette
GARY T. LAFAYETTE